G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

19 D1.-02
(Mezzai)

File No. 45

Serial Nos.

Papers Filed.

Month January 1903

SUBJECT.

File relating to the property left by one Shankaraya for certain Services in the two Mezzai Institutions of the Sheertha halli Talukh & also correspondence relating to the recovery of certain Amounts Paid over by the Said Shankaraya to the Mezzai of Sree Renukaswami at Sheertha halli & Sri Venkata Subbaiah at Annagere Village.

PREVIOUS REFERENCES

LATER REFERENCES

MUZRAI DEPARTMENT.

OFFICE NOTE.

SUBJECT:— Travelling allowance
bills of Nirthakalli Anildar &
a journey made to Shimoga
a conducting a Muzrai case
in the district-judge's Court there.

LAST REFERENCE.

Letter No. 1202/58 dated 25th June 1901
from the Dy Commissioner,
Shimoga District.

One Shankriah, a
Havik Brahmin residing
in Mukthi Kavikarpur
died leaving a will behind
him devising his properties
to certain temples for certain
religious observances thereon.
The will has been duly
registered. One Ramakrishna
filed an application in
the district judge's Court

Ramaswamy Iyer, a cl-
Nirthakalli
&
Venkataramanaswami
a cl- Arasipur

for an heirship certificate
to collect the outstandings
debts &c due to the estate
of the deceased, on the ground
that he is a cousin (xxxxxx)
of the Testator. The
Dharmadarsees of the
temples benefited by the
devise as per directions
in the will itself, had
incurred an expenditure
of Rs 150/- out of their private
funds to contest on
behalf of the temples, the
application of Ramakrishnaiyya
The Dr Commr in his letter
No 136/112 dt 8th August 1901
requested sanction of Govt
to authorize the Assistant

of the Thirthahalli Taluk as the local Muzrai Officer of the Muzrai Temples to contest the application.

The Govt. were pleased to sanction the Dy Commrs proposal to draw an advance of Rs 300 from the savings of the Institutions to meet the cost of conducting the case on behalf of the Muzrai Department, and authorised the Asst of Thirthahalli to contest the application.

In his present communication the Dy Commr reports that the Amildar of the Thirthahalli Taluk attended the District Judges Court - Shimoga Dist - on two occasions & submits

for sanction 2 bills for the
Travelling allces due to the
Asst for the journeys undertaken
by him during the months of July & August - 1907

The bills are correctly
drawn up under articles
602 - 608 of the Mysore Service
Regulations, and amount
to Rs 19-8-0, which is the
diffce between the actual
amount due under the Rules
and the batta paid by the
Court. The Comptr to
Govt has returned the bills
unaudited with the remark
that the allowance claimed
is inadmissible as the Govt
was not a party as req. by article
596 ii of the Mysore Service Regns.

The Dy Commr solicits sanction of Govt
for the allce as the Amildar
appeared under Govt orders.

The Dy Commr has been
addressed

(Note continued) The travelling allowance for Rs 14-8-4 Bills were accordingly forwarded to the Comptroller for audit -

The total amount sanctioned ~~upto~~ till now for this suit is Rs (308-15-8 + Rs 107-0-9 =) Rs 416-0-5.

No 630/437 dy 7/2/05 The Deputy Commissioner in the present reference states that Ramakrishnayya supposed cousin (Dayadi) of the Testator has instituted a regular Suit in - original Suit No 888 of 1902-03 on the file of the Munsiff, Shimoga against the Dy: Commr ~~who was added as supplemental Plaintiff in the previous suit~~ and solicits sanction to an advance of Rs 50/-

being drawn and put h.
to Mr. B. Gyan Row,
(Public Prosecutor,) Advocate
who has been engaged
to conduct.

~~It may be mentioned~~
~~here that~~ Information has been
called for from the Dy: Comm^r
particularly the
regarding the properties
(land & money) ~~under dispute~~
left by the deceased and
no reply has yet been
received from him -

Subd with a draft -

Ds

Asst. Sec.
3/2/05

(Note continued)

The Dy. Comm^r reports
that the case stands adjourned
to the 22nd instant and requests
sanction to the payment of
a further advance of Rs 40/-
to Mr Gyan Row, (Public Prosecutor)
& Advocate engaged for the case.
subd with a draft sanctioning the advance
M 12-05 Ds 22/12/05 -

MUZRAI SECRETARIAT

OFFICE NOTE.

File No.

SUBJECT.

Recovery of certain amounts made over to the muzrai temples of Sri Rameswara at Tirthahalli & Sri Venkataramanaswami at Annagere by the Will gone Sankaraiah

From

The Deputy Commissioner, Shimoga Dt.

Letter No. 781/55 Dated 16th February 1906

Letter No. 136/112 dt 8/8/01

It was reported to this office in August 1901 by the Assistant Commissioner Mr A. Anandarow, that certain immovable properties were made over by a Will executed by Shankaraya in favor of the Sri Rameswara Devaru temple at Tirthahalli and Venkataramanaswami at Annagiri. But One Ramakrishnayya, a cousin of the Testator filed an application in the District Judge's Court for ...irship certificate to collect the

File No. of Muzrai Secretariat.

outstanding debts of the deceased Shankarayya. To contest the application a sum of Rs 300/- was sanctioned as an advance. ⊗ Pro: no 211-2 dy Muzr 45-01 14/8/01

The application filed by — Ramakrishnaiya was dismissed & the case decided in favor of the temples with court Costs viz Rs 87-10-8 Vide Letter no 277/15 dy 18/11/03

The actual cost incurred for defending the suit was Rs 308-15-8

Again the said Ramakrishnaiya & another Subbayya instituted a regular suit in the Munsiffs court at Shimoga.

The total Costs incurred for defending the suit was Rs 107-0-9 + Rs 138-11-1 Rs 245-11-10. & the Dy: Commr reports that the case was disposed of in favor of the temples in the Sub. Judges court at Shimoga.

A Sum of Rs 500/- is reported to have been recovered from the Defendant Subbegowda & credited to the funds of the Institution.

6/3/06

Muz. 8A]

Muzrai Secretariat. | File No. of 190

Note Continued.

Government in their Pro: No 1232-3 Dy 20th August 1906 Sanctioned an advance of Rs 20/- for defending the Suit filed by Plaintiff Ramakrishnaiah in the Court of the Distt Judge at Shimoga against the decree of the Sub-Judge at Shimoga passed in favour of the Deputy Comr and Distt Muzrai Officer, Shimoga.

The Deputy Commissioner reports that the above Appeal has been decided by the District Judge in favour of the temples and submits for sanction a bill for Rs 78-8-8 being the cost incurred by the Public Prosecutor for the purpose and of the fees payable to him for conducting the same case.

In forwarding a copy of the will by the deceased Sankaraiah together with properties thereto the Dy

File No. of 190 Muzrai Secretariat.

Comr states that it is not exactly known in whose possession the property now is that the information on this point has been called for from the Taluk and that the same will be submitted on receipt

Submitted with a draft.
16/1/08

16/1/08

Date 126
MUSEUM BRANCH

(General Serial No. 30.)

1901. 1902

From K. L. Cuttamma Chetty Esquire
Deputy Commissioner
Shimoga District

To L. Anantasami Rao Esq. B.A. L.T.
Dy: Secty: to the Govt of Mysore
Ag. & Rev: Depts.

Dated 8th August 1901

Despatched

Received

General No. 136 } 190
No. 112

Enclosures Number. 2

Forwards copy of a memo from the 1st Asst. Commr together with a copy of the will regarding the disposal of certain movable & immovable property of one Shankarappa deceased & requests to obtain orders of Govt to authorise the Amildar of Sirsi as the Muzrai officer to contest the application said to have been filed by one Ramakrishnappa in the Dist. Judges Court Shimoga Division.

Subd to the Dewan

12/8/01

The Dr Comrs proposal may be sanctioned

12/8/01

Office

I spoke to the Dewan about this this morning.

He was pleased to direct that the Dr Comrs proposal be sanctioned

Put up draft accordingly

14/8/01

No 136 to 112

Shimoga
8th August 1884.

From K. C. Suttan ia Chetty Esquire
Deputy-Commissioner,
Shimoga District.

To L. Anantasami Rao Esquire B. A.
Deputy Secty: to the Govt. of Mysore,
General & Rev: Department

Sir, In forwarding herewith a copy of Memo from the 1st Assistant-Commr, together with copy of the will therein referred to, regarding the disposal of certain movable and immovable property of one Shankaranyya deceased, I have the honour to request that under the circumstances stated in

the

the Dewan you will be so
good as to obtain the orders
of Government to authorise
the Amildar of Dirthalli as
the Inamdar Officer of the
Rameswara Devaru Temple
at Dirthalli and Venkatarama
na Devaru Temple at Amagire
to contest the application said
to have been filed by one
Ramakrishnappa in the District
Judge's Court for a heirship
certificate to collect the out-
standing debts due to the estate
of the deceased Shankarappa,
on the ground that he is a
cousin of the Testator.

It appears that the Dhar
madarsis have already

incurred

incurred an exp. date, of
(Rupees 150/- out of their private
funds to conduct the case on
behalf of the Temples and
some more money will have
to be spent towards the cost
of contesting the application,
the exact amount of which
cannot now be stated.

The amount required for
the purpose, within a limit
of Rupees 300/- may be
authorised to be drawn
from the sum of Rs 8,882-6-2
at the credit of the institution
deposited in the Savings Bank
of Tirthalli Taluk. After the
actual cost is known, bill
for

for that amount will be submitted for sanction

As the case is to come on for hearing before the District Judge on the 23rd instant, I solicit early orders on the subject

I have the honour to be,
Sir,
Your most obedient Servant

W. M. Thomson Asst
Deputy Commissioner
Shimoga District

FWS

Memo.

From. A. Ananda Rao Esquire
1st Assistant Commissioner
Shemoga District

To, K. S. Suttanathetty Esquire
Deputy Commissioner
Shemoga District

1. A Havek Brahmin named Shankria - a resident of Muktha Haribanpur in Thirthalli Taluk, died somewhere about december last.

2. In January two anonymous petitions, one addressed to the deputy Commissioner and another to the Amildar, brought to light that the deceased Shankria had died possessed of immovable and movable properties to the extent of 4 or 5000 Rs, that he had no heirs except a widowed sister - contested - that he had left a will a week or so before his death

death devising his properties to certain Temples for certain religious observances therein and that Rama. Krishnaiya and S. mathrendrachar had carried away the deceased's movables.

3. The Amildar as magistrate with commendable promptness went to the village and made local enquiries which confirmed the statements in the anonymous petitions that one Ramakrishnaiya and Sumalendrachar had carried away some valuable movables from Shankria's house after his obsequies were performed

4. The Amildar magistrate held an enquiry into the matter. In the course of the enquiry it came out that the will executed by the deceased had been left in the possession of a Seshabhatta a Pujari of Venkatarumana Devaru in Annagere.

5. This man turned up in

in Thirthalli on his own business and was taken before the Amildar He gave a statement admitting the facts of the execution of the will and his having it in his house and explained that owing to his absence from the village Shankria died and sometime after it, he did not deliver the instrument to the Dharmadharsis of Ramesvara Temple and agent of Thirthamatha mutt

6. A peon accompanied this Seshabhatta to his place and he in the presence of Panchayetdars taken by the Sheikdar, took out of a box the will and produced it before the Amildar.

7. The evidence collected by the Amildar during the enquiry, shows clearly the execution of the will by the and his leaving it in possession

(2) the deceased having had no other heirs except the contested widowed sister Gowramma alias akkamma.

(3) that no one but Duggamma, the deceased's dead wife's sister, Narappa, her son-in-law and Gowramma attended on the sick man during his illness and last moments.

(4) that Ramakrishnia turned up on the 2d day of Shankria's death and he and Narappa removed the dead body.

(5) that Narappa being, owing to sickness, unable to perform the funeral ceremonies of the deceased, as requested by Gowramma, Ramakrishnia was requested by her and he performed the rites from the 7th to 13th day &.

(6) that on the 14th day Ramakrishnia and Seemachandrachar carried away money and

jewels from the deceased's house
putting Gowramma in fear.

8. Ramakrishnia admits his having performed the obsequies of the deceased and taking away certain jewels belonging to the deceased because, says he, they were given to him by Gowramma in consideration of the trouble he took in performing the rites for the deceased. He states that he is a cousin (Dayadi) of Shankria whose grandfather and his own being brothers. He admits also that since a long time Shankria & he were living in different places.

9. On the production of the will before the Amildar, he gave it to Raghavachary a Dharmadharsi one of the Temples benefitted devise, as per directions in tself and he produced

Registrar and

has

has got it Registered.

10. Ramakrishnia has now filed an application for a certificate to collect the deceased's out-standings and the Dharmadhasi of Rameswara Temple to which by the will, an extent of garden covering 600 arecanut trees and some money also have been bequeathed, prays the deputy Commissioner to sanction the contesting of the application of Ramakrishnia in the District Judge's Court and for payment of money for costs in connection with the litigation out of Inungoi funds.

11. Of the temples which are to be benefitted by the provisions in the will, those of Rameswara in Thirthalli and Venkataramana Swami in Annagere are Inungoi

12. The report of the Amildar called for by me shows that there is a balance of Rs 15-9-5-3-9-10 to the credit of the Rameswara Temple as per details in the margin

New head. 2665-1-2. Advance for works 1906. 3-6 In the savings 8882-6-2 953-9-10

13. In my opinion there seem to be sufficient grounds to contest the application of Ramakrishnia and to claim the decreed properties for the benefit of the Temples under the will.

14. Out of the balance, sufficient funds to meet the cost of summoning witnesses or might be ordered to be advanced and I would suggest the retention of the Cubbie Crore-footsie entor to defend the interests of the Temples. a reasonable fee might be given to him.

Please see

" Sd. A. Ananda Rao
Assistant Commissioner
Azamur
-1901

I learn that the

Dharmadharsies have already engaged Mr. C. Subba Rao B.A. B.L Advocate and K. Rama Rao, First-grade Pleader, these may continue in the case.

"Sd" A. Ananda Rao

"Copy"

[illegible]
Deputy Commissioner
Shemoga District

ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪಟ್ಟಿ

ಕ್ರ.ಸಂ. ಔಷಧಿಯ ಹೆಸರು ಪ್ರಮಾಣ

೧. ಪ್ಯಾರಾಸಿಟಮಾಲ್ ೫೦೦ ಮಿ.ಗ್ರಾಂ. ೧೦೦೦ ಮಾತ್ರೆಗಳು

೨. ಅಮೋಕ್ಸಿಸಿಲಿನ್ ೨೫೦ ಮಿ.ಗ್ರಾಂ. ೫೦೦ ಕ್ಯಾಪ್ಸೂಲ್‌ಗಳು

೩. ಕ್ಲೋರೊಕ್ವಿನ್ ೨೫೦ ಮಿ.ಗ್ರಾಂ. ೨೦೦ ಮಾತ್ರೆಗಳು

೪. ಮೆಟ್ರೊನಿಡಜೋಲ್ ೪೦೦ ಮಿ.ಗ್ರಾಂ. ೩೦೦ ಮಾತ್ರೆಗಳು

೫. ಐರನ್ ಸಿರಪ್ ೧೦೦ ಮಿ.ಲೀ. ೫೦ ಬಾಟಲಿಗಳು

೬. ಒಆರ್‌ಎಸ್ ಪುಡಿ ೨೧.೫ ಗ್ರಾಂ. ೫೦೦ ಪೊಟ್ಟಣಗಳು

೭. ಜಿಂಕ್ ಸಲ್ಫೇಟ್ ೨೦ ಮಿ.ಗ್ರಾಂ. ೩೦೦ ಮಾತ್ರೆಗಳು

೮. ಸಾಲ್ಬುಟಮಾಲ್ ಇನ್ಹೇಲರ್ ೧೦೦ ಮೈಕ್ರೋಗ್ರಾಂ ೨೫ ಇನ್ಹೇಲರ್‌ಗಳು

೯. ಪ್ರೆಡ್ನಿಸೋಲೋನ್ ೫ ಮಿ.ಗ್ರಾಂ. ೨೦೦ ಮಾತ್ರೆಗಳು

೧೦. ಇಂಜೆಕ್ಷನ್ ಸಿರಿಂಜ್ ೫ ಮಿ.ಲೀ. ೧೦೦೦ ಸಿರಿಂಜ್‌ಗಳು

ಈ ಪಟ್ಟಿಯಲ್ಲಿ ಸೂಚಿಸಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ. ಇದು ಸಾರ್ವಜನಿಕ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸಂಗ್ರಹಿಸಿಟ್ಟಿರುವ ಔಷಧಿಗಳ ಪ್ರಮಾಣವಾಗಿದೆ.

ಕಿರಣ ಪಿಳ್ಳೆಯವರು ನೆಲ — — — ೫

ಅಮರ ಹಾಲು ಮಾರಾಟ — — — ೩

ಇಬ್ಬರ ಒಟ್ಟು ಆದಾಯ — — — ೮

ಮೊತ್ತವನ್ನು ಅವರ ಆದಾಯದ ಅನುಪಾತದಲ್ಲಿ ಹಂಚಿರಿ - ೩

೨ ಮೂರು ಸಂಖ್ಯೆಗಳ ಅನುಪಾತ ೨:೩:೪ ಆಗಿದೆ
ಅವುಗಳ ಮೊತ್ತ ೨೭ ಆದರೆ ಆ ಸಂಖ್ಯೆಗಳನ್ನು ಕಂಡುಹಿಡಿಯಿರಿ

೪ ಸಂಖ್ಯೆಗಳ ಅನುಪಾತ ೨:೩ ಆಗಿದೆ ಅವುಗಳ ವ್ಯತ್ಯಾಸ ೫ ಆದರೆ
ಆ ಸಂಖ್ಯೆಗಳನ್ನು ಕಂಡುಹಿಡಿಯಿರಿ

೨. ಸಂಖ್ಯೆಗಳ ಅನುಪಾತವನ್ನು ಸರಳೀಕರಿಸಿ —

ಸರಳೀಕರಿಸಿ ಬರೆಯಿರಿ —

೧ ಸೇಬು ಕಿತ್ತಳೆ ಅನುಪಾತ ೨:೩ ಆಗಿದೆ ಸೇಬುಗಳ ಸಂಖ್ಯೆ
೨೦ ಆದರೆ ಕಿತ್ತಳೆಗಳ ಸಂಖ್ಯೆ ಎಷ್ಟು?

ಸೂಚನೆ: ಅನುಪಾತವನ್ನು ಭಿನ್ನರಾಶಿಯಾಗಿ ಬರೆಯಿರಿ

೨ ಒಂದು ಸಂಖ್ಯೆಯ ೨೦% ಅದರ ಇನ್ನೊಂದು ಸಂಖ್ಯೆಯ ೫೦%
ಆಗಿದೆ ಎರಡು ಸಂಖ್ಯೆಗಳ ಅನುಪಾತವನ್ನು ಕಂಡುಹಿಡಿಯಿರಿ

೩ ಒಂದು ಸಂಖ್ಯೆಯ ೨೫% ಅದರ ಇನ್ನೊಂದು ಸಂಖ್ಯೆಯ ೧೦%
ಆಗಿದೆ ಎರಡು ಸಂಖ್ಯೆಗಳ ಅನುಪಾತವನ್ನು ಕಂಡುಹಿಡಿಯಿರಿ

೪ ಒಂದು ಸಂಖ್ಯೆಯ ೨೦% ಅದರ ಇನ್ನೊಂದು ಸಂಖ್ಯೆಯ ೨೫%
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೫ ಒಂದು ಸಂಖ್ಯೆಯ ೨೫% ಅದರ ಇನ್ನೊಂದು ಸಂಖ್ಯೆಯ ೨೦%
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೬ ಒಂದು ಸಂಖ್ಯೆಯ ೨೦% ಅದರ ಇನ್ನೊಂದು ಸಂಖ್ಯೆಯ ೨೫%
ಆಗಿದೆ ಎರಡು ಸಂಖ್ಯೆಗಳ ಅನುಪಾತವನ್ನು ಕಂಡುಹಿಡಿಯಿರಿ

೭ ಒಂದು ಸಂಖ್ಯೆಯ ೨೫% ಅದರ ಇನ್ನೊಂದು ಸಂಖ್ಯೆಯ ೨೦%
ಆಗಿದೆ ಎರಡು ಸಂಖ್ಯೆಗಳ ಅನುಪಾತವನ್ನು ಕಂಡುಹಿಡಿಯಿರಿ

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ಕರ್ನಾಟಕ ಸರ್ಕಾರಿ ಅಧಿಕಾರಿಗಳ ಸಂಘದ ಚುನಾವಣೆ

ಸಂಘದ ಪ್ರಧಾನ ಕಾರ್ಯದರ್ಶಿ ಹುದ್ದೆಗೆ ಸ್ಪರ್ಧಿಸಿರುವ

ಶ್ರೀಯುತ ಎಂ.ಎಸ್. ಪಾಟೀಲ್ ಅವರ ಪರವಾಗಿ

ಮತ ಯಾಚಿಸುವ ಪ್ರಚಾರ ಪತ್ರ

ಸಹೋದರ ಸಹೋದರಿಯರೇ,

ನಮ್ಮ ಸಂಘದ ಚುನಾವಣೆಯು ಇದೇ ಭಾನುವಾರ ನಡೆಯಲಿದೆ.
ಈ ಚುನಾವಣೆಯಲ್ಲಿ ನಾನು ಸಂಘದ ಪ್ರಧಾನ ಕಾರ್ಯದರ್ಶಿ
ಸ್ಥಾನಕ್ಕೆ ಸ್ಪರ್ಧಿಸಿದ್ದೇನೆ. ನಮ್ಮ ಸಂಘದ ಸದಸ್ಯರಾದ
ಶ್ರೀಯುತ ಎಂ.ಎಸ್. ಪಾಟೀಲ್ ಅವರು ಈ ಸ್ಥಾನಕ್ಕೆ
ಸ್ಪರ್ಧಿಸಿದ್ದಾರೆ. ಅವರು ಸಂಘದ ಸದಸ್ಯರಿಗೆ ಚಿರಪರಿಚಿತರು.
ಅವರು ಸಂಘದ ಸದಸ್ಯರ ಸಮಸ್ಯೆಗಳಿಗೆ ಸದಾ ಸ್ಪಂದಿಸುವ
ಗುಣವುಳ್ಳವರು. ಅವರು ಸಂಘದ ಸದಸ್ಯರ ಸಮಸ್ಯೆಗಳನ್ನು
ಪರಿಹರಿಸಲು ಶ್ರಮಿಸುವ ಭರವಸೆ ನೀಡಿದ್ದಾರೆ.
ಆದ್ದರಿಂದ ನಾನು ಅವರಿಗೆ ಮತ ನೀಡಿ ಅವರನ್ನು
ಗೆಲ್ಲಿಸಬೇಕೆಂದು ಸಂಘದ ಸದಸ್ಯರಲ್ಲಿ ವಿನಂತಿಸುತ್ತೇನೆ.

ಇಂತಿ ನಿಮ್ಮ ವಿಶ್ವಾಸಿ,
ಎಂ.ಎಸ್. ಪಾಟೀಲ್
ಸಂಘದ ಸದಸ್ಯರು

ಸಂಖ್ಯೆ: ಸಿಇಒ/ಜಿಪಂ/ಕಾಮ/ಕಾಲಿ/೨೦೨೨-೨೩

ದಿನಾಂಕ: ೨೫/೦೭/೨೦೨೨

ಕಾಲಿ ಹುದ್ದೆಗಳ ಭರ್ತಿಗಾಗಿ ಅರ್ಜಿ ಆಹ್ವಾನಿಸುವ ಬಗ್ಗೆ

ಕೊಪ್ಪಳ ಜಿಲ್ಲಾ ಪಂಚಾಯತ್ ಕಾರ್ಯಾಲಯದಲ್ಲಿ ಖಾಲಿ ಇರುವ ಕೆಳಕಂಡ ಹುದ್ದೆಗಳನ್ನು ಭರ್ತಿ ಮಾಡಿಕೊಳ್ಳಲು ಅರ್ಹ ಅಭ್ಯರ್ಥಿಗಳಿಂದ ಅರ್ಜಿಗಳನ್ನು ಆಹ್ವಾನಿಸಲಾಗಿದೆ. ಅರ್ಜಿಗಳನ್ನು ಸಲ್ಲಿಸಲು ಕೊನೆಯ ದಿನಾಂಕ ೧೫/೦೮/೨೦೨೨ ಆಗಿರುತ್ತದೆ. ಅರ್ಜಿಗಳನ್ನು ಸಲ್ಲಿಸಲು ಕೊನೆಯ ದಿನಾಂಕ ೧೫/೦೮/೨೦೨೨ ಆಗಿರುತ್ತದೆ. ಅರ್ಜಿಗಳನ್ನು ಸಲ್ಲಿಸಲು ಕೊನೆಯ ದಿನಾಂಕ ೧೫/೦೮/೨೦೨೨ ಆಗಿರುತ್ತದೆ.

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(ಅ) ಅರ್ಜಿಗಳನ್ನು ಸಲ್ಲಿಸಲು ಕೊನೆಯ ದಿನಾಂಕ ೧೫/೦೮/೨೦೨೨ ಆಗಿರುತ್ತದೆ. ಅರ್ಜಿಗಳನ್ನು ಸಲ್ಲಿಸಲು ಕೊನೆಯ ದಿನಾಂಕ ೧೫/೦೮/೨೦೨೨ ಆಗಿರುತ್ತದೆ. ಅರ್ಜಿಗಳನ್ನು ಸಲ್ಲಿಸಲು ಕೊನೆಯ ದಿನಾಂಕ ೧೫/೦೮/೨೦೨೨ ಆಗಿರುತ್ತದೆ.

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[illegible]

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111 [illegible]

[illegible]

[illegible]

18-2-1901

[illegible]

18-2-1901

[illegible]

[illegible]

[illegible] 22-2-1901

[illegible]

Yours faithfully,

(K. Venkatachar)
Asst Registrar.

Encl: 1) Copy of Notification No. [illegible] dated 30.3.2016
2) Copy of Notification No. [illegible] dated 30.3.2016
3) Copy of Notification No. [illegible] dated 30.3.2016
4) Copy of Notification No. [illegible] dated 30.3.2016

To
[illegible]

(illegible)

(illegible)

(illegible)

(illegible)

(illegible) K. Venkatachar
Sub Registrar.
26-3-1901

III (illegible) 147-153 (illegible)

(illegible)

1/4/1901: (illegible) K. Venkatachar
Sub Registrar

"Copy"

H. Nittanna Shetty
Deputy Commissioner
Shimoga District.

Compared
ds
7/8/01

Present-
to peruse today
14. 8. 01.

No: 211-28/14/8/07

Murzai

Read:—

Letter No. 1386/112 dated 8th August 1901, from the Dy Commr., Shimoga District, reporting that one Sankaraiah, a resident of Muktthi Haribar Pur, Theerthahalli Taluk died leaving a will behind him devising his properties for the benefit of and for the conduct of certain services in the Murzai temples of Sri Rameswara at Theerthahalli and Sri Venkataramanaswami at Annagere, that the will executed by the deceased [redacted] been duly registered,

Murzai

has filed an application
in the District Judge's Court
for an heirship Certificate
to collect the outstanding
debts &c due to the estate
of the deceased on the
ground that he is a Cousin
(Dayádi) of the Testator
and that the Dharmadarsees
of the temples have already
incurred an expenditure
of Rs 150- out of their private
funds to Contest, on behalf of the temples the application
of Ramakrishnaiya, ~~on~~
~~behalf~~ and that more money
is required for the purpose
and requesting therefore
Sanction of Govt to authorize
the Amildar of Thirthahalli Taluk

as Murrai Officer of the temples to contest the application and to draw an advance of Rs 300- to meet the Court- Coats.

No. 211-2 Memorandum No. ~~211-2~~
Mur F 45-1907 dated 14th August 1907.

Under the circumstances reported ~~in this despatch~~ in his letter read above, Govt. are pleased to sanction the Dy Commrs proposal to draw an advance of Rs 300- from the sum of Rs 8,882-6-2 which is reported to be available at the credit in question, and in of the Temples, deposited in the Savings Bank of the Mirthahalli Taluk in view to meet the Cost of Conducting on behalf of the Murrai Department the Case. A bill of actual costs incurred

should be submitted
in due course for the
adjustment of the advance.

2. The Govt. are
further pleased to authorise
the Amildar of Nirthakalli
as the local Nuzrai Officer
to contest the application
of Ramakrishnaiya, on
behalf of the Temples

3. A final report
on the result of the
Court's decision is awaited

Draft in order | 14/8/01

Deputy Secretary

To,
The Dy Commr., Shimoga Dt
& Comptr. Mysore Govt. for info

MUZRAI

189 1902

From The D/ Secretary

To Muzrai Dept

The Dy Comr

Shimoga Dist

Dated 6th

Despatched 7th March 02

Received

General No. 1376

Muzrai F. No. 45-1901

Enclosure No.

Govt Pro: No 211-2

D/ 14th August 1901

Sanctioning an advance

of Rs 300/- to ~~contest~~ Contest on the application

of Rama Krishnaiya ~~with regard to property left~~ some

with regard to property left

by one Sankariah in

favor of ~~Muzrai temples~~ those

Sri Rameswara and Venkataramana Swami Temples

"

in the Sirthahalli Taluk.

With reference to

the above has the honor

to enquire if the Suit

has been filed and

~~what steps have been~~

~~taken in the matter~~

suit-

1901.02

From K. T. Pattammal Chetty Esq.
Deputy Commissioner
Shimoga District

To L. Anantaswami Rao Esq.
Deputy Secretary to Govt.
Mzgcon Dept.

Dated 25th June 1902.
Despatched
Received
General No. 1212
No. 52

Enclosure No. 2 & file

20.6.02
965

Records

Please put up the
Govt order regd to.

Ks
27/6/02

Pass the bill and
ask for information
as to the result of the
Sanction.

1.7.02

Submits 2 Travelling allowance bills of the Tirthalli Amildar for July & August 1901 for Sanction

By Govt order
"Put up a small note"
18-10-02
Ks

2.702

No. 1202/59 In 2 sheets

Deputy Commissioner's office,
Shimoga District
Shimoga 25th June 1902.

From K. T. Puttanna Chetty Esq.
Deputy Commissioner
Shimoga District

To V. Ananteswara Rao Esq.
Deputy Secretary to Government
Muzrai Depts.

Sir,

In inviting your attention to para 2 of Government Pro: No. 211-2 dated 14th August 1901, authorizing the Amildar of Tirthalli Taluk as the local Muzrai officer to contest the application with regard to some property left by will in favour of the Muzrai temple of Rameswara &c. in that taluk, I have the honour to state that the Amildar in obedience to summons from the District Judge's Court, Shimoga Division, attended the Court on two occasions and submitted

his Travelling allowance bills for the months of July and August 1901 claiming only the difference between the actual amount due under the rules and the batta paid by the Court. The Court has furnished a certificate to the effect that the Amildar appeared as a witness in his official capacity on both the occasions. The Comptroller has returned the bills mandibed with the remark that the travelling allowance claimed is inadmissible as the Government was not a party as required by article 596 ii of Mysore Service Regulations.

2. As the Amildar has appeared under the orders of Government as local Surgroy officer in his official capacity I request that you may be so good as the sanction of Government allowance bills

which are herewith submitted together with the correspondence ending with the Comptroller's audit Memo no. 506 dated 28th April 1902.

I have the honour to be,
Sir,
Your most obedient servant

[illegible]
Deputy Commissioner
Shimoga District

383

తే: 20. 1. 1902

Amildar

415 [illegible]

[illegible] 3 [illegible]

[illegible]

[illegible] 1-3-1902 [illegible]

[illegible] 422 [illegible]

[illegible]

[illegible] 10-3-1902 [illegible]

P. Ramakrishna [illegible]

[illegible]

[illegible]

17.3- [illegible]

[illegible] H 3 [illegible]

332 [illegible] 13.3.02.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

(Office al capacity) [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

To

The Dy Commr

Shimoga Dt

Dated 29th June 1902

No. vi Dy 2/7/1902
Inwd F. 45-01

His Letter no 1202/5-8 dated 25th June 1902, submitting the Travelling allowance bills of the Amildar of the Kunkunhalli Taluk for having gone to Shimoga and conducted a magistrial case in the Dt Judge's Court there.

With reference to the above has the honor to invite the Dy Comr's attention to para 3 of the Govt Lr no

211-2 dated 14th August 1901,

and the subsequent Reminder

No 1376 dated 6th March 1902,
Aug Fr 45-1901

and to request information

as to the result of the suit.

The Enclosures are herewith

returned for perusal and

resubmission

Bro

Dpl.

17.02

for Dy Secretary

Ks

No 752

Copy forwarded to the Dy Commr., Shimoga D.t., with ref.ce to his letter no 1202/58, dated 25th June 1902, with a request to be informed at an early date in what stage the civil suit stands

By order

22/10/02

By Secretary, Muz. Depth

MUZRAI

1902-03

From

THE SECRETARY TO THE GOVERNMENT OF MYSORE.

To

The Comptroller.

Dated 24th October 1902

Despatched

Received

General No. 751 + 752

Muzrai F. No. 45-01

Enclosure No. 3+6.

In forwarding herewith copy of letter no 1202/58, dated 25th June 1902, from the Deputy Commr., Shimoga District, submitting for sanction 2 bills as noted in the margin aggregating Rs 19-8-0 ~~for~~, being the Travelling allces due to the Amildar of the Nrithahalli Taluk for the journeys made by him to the Sub Judge's Court, Shimoga Division to contest the applic. cation of Ramakrishnayya

1901 - Rs 5-12-0
Aug 1901 - Rs 13-12-0
Rs 19-8-0

with regard to property left by one Sankaria h in favor of the Sri Rameswara and Venkataramanaswami Temples in the said Taluk has the honor to invite reference to para 4 of Govt Pro No 211-2, dated 4th August 1901, and to state that the said Amildar having been asked to contest the claim on behalf of the Muzrai Deptt, the Govt is a party to the suit. The travelling Allowance bills submitted by the Dy Commr may accordingly be passed under Art: 596 ii of the Mysore Service Regns ~~in communication with the Dy Comm~~

2. The T. A. Bills are forwarded herewith.

By order,

22/10/02

Ks

1903. Oct.

From The Under Secretary to Government,
Office of the Deputy Commissioner,
Shimoga District.

To The Assistant to the Resident in Mysore and Ex-officio Deputy Secretary to the Govt. of Mysore, Mysore Office

690

Dated 15th November 03.

Despatched

Received

Genral No. 277
No. 15

Enclosure No. 2

Read
19/11/03
Reply
Ex

With reference to Govt. Cno. No 201-2 dated 6th August 1901 stating that the application filed by Ramakrishnayya was dismissed & the case have been decided in favour of the temple with costs. Copy of order in this case No. 162 of 1900 on the file of the District Judge Court is enclosed.

R. No. 277 Ex. 2

Deputy Commissioner's Office,
Shimoga District,
19th November 1903.

From,
K. Venkata Rao Esquire,
Offg: Deputy Commissioner,
Shimoga District.

To L Ananthaswami Aoo Esqr. B.A
Deputy Secty: to the Govt. of Mysore,
Revenue department.

Sir,

Adverting to Government Proceedings No. 211-2 dated 14th August 1901, sanctioning an advance of Rs 300 to contest the application of Ramakrishnayya in re- the property left by one Sankaraiah in favour of Sri Rameswara and Venkataramana Swami temples in the Sirthalli Taluk etc, I have the honour to state that the application filed by the said Ramakrishnayya was dismissed, the case having been decided in favour of the temples with costs.

costs A copy of the order in Miscell. case No. 162 of 1900-1901 on the file of the District Judge's Court (Showing the discussion) is herein enclosed for your perusal.

2. A bill for ~~Rs~~ 308 15.8 being the cost incurred in opposing the application is herewith submitted for favour of sanction and adjustment of the 300/- rupees advanced by the Government

3. The total amount of Court costs including the Lawyer's fees allowed by the Court is 87.10.8 but the actual cost incurred on behalf of the temples in opposing the application is 308.15.8. The excess amount Viz ~~Rs~~ 221.5.- may be kindly sanctioned to be paid out of the temple funds as it was found quite necessary to incur this amount for successfully opposing the application. Vide details in bill

4. An application will be made for the recovery of the costs allowed by the Court from the petitioner Ramakrishnayya in due course.

I have the honour to be,
Sir,
Your most obedient servant
K. Krishnamurthy

The Commissioner,
Endowments

I

Mysore Court fee. 1/8 As:—

In the Court of the District Judge Shimoga Division

Present Sri. Ramaswamy Iyer Esq: B.A. B.L. District Judge

Miscellaneous Case No: 162 of 900-901.

Applicant V.F. Counter Petr:

Ramakrishnia. Vs. Raghavalchar

In the matter of an application presented by Messrs. B.V. Srinivasa Rao and S.R. Balaji's two Vakil for applicant praying that a Certificate of heirship may be granted to him to collect 500/Rs: out standing debt due to the Estate of the deceased Senkariah.

2 The Counter petitioner's Lawyer Contends that the petitioner is not the Lynatar of the deceased Senkariah and has no right to maintain the present application. He further Contends that the deceased has bequeathed his property to the Temples in Tithahally. I also find that the "Will" has been asked for registration and it will be produced after it is

produced on the 31st of Inst.

and Mr: Dharmarayachar (Advocate for the applicant) Contends that the "will" is not genuine and that as the question is a complicated one, the opponents should be referred to a regular suit

The Case came on for settlement of issues on 31-5-1901. 4

The following issues were settled 5

1. Whether the petitioner is the Cousin of the deceased and if so how & whether he is entitled to the Certificate claimed ?
2. Whether the will alleged to have been made by the deceased is a valid and genuine ?

The Case came on for final hearing on 19th July 23rd & 24th August and 14th October 1901 6.

The following witnesses were examined by the petitioner 7.

1 Ramalakshmia. (Applicant.)
2 Thimmiah. (3) Puttamma
4 Mari Bhatta (5) Subbagowda.

The following Exhibits were filed by the petitioner. 8

A. Extract from the Varg, Jabdi Rest for 1900.
B Postal Receipt addressed to the sub Registrar of Tirthahally No 99

C. — Do. Acknowledgment receipt - 3.0.1.

D. — Copy of the petition presented by Ramakrishnaiya to the Sub Magistrate of Tillahally

E. — Do. Reply from the Sub Magistrate of Tillahally.

9. The following witnesses were examined by the Counterpetitioner:—

(1) Inz: K. Subba Rao Amildar of Tillahally
(2) Sesha Bhatta. (3) Kadappa
(4) Gowramma (5) Koulkar Ramaiah
(6) Subbamma.

10. The following Exhibits were filed by the Counterpetitioner

I Registered will.
II Genealogical list
III Deposition of Ramakrishnaiah before the Amildar of Tillahally dated 2. 1. 901.
IV, V, VI, VII } Do of Subbegowda dated 1. 1901.
VIII Chitta Extract 1 to 6 pages from 1848 to 1876-77.

Order

11. In Village of Muthikharichanpur Tillahally, there was a

widower named Shankriah. He died on the 11th of December 1900, without leaving any heirs except a widowed sister named Gowramma who is not in caste. The petitioner Rama-krishniah alleging himself to be his cousin has applied for a Certificate of heirship, under Act 27 of 1860. The petition is opposed by one Raghavachar on behalf of the trustees of the temple of Rameswara Devaroo in Tirthahally on the strength of a will alleged to have been made by the deceased Shankria on 6th December 1900. bequeathing the bulk of his property to the said temple for performing certain "Vootsavas" "Sevas"

The points of decision are. ---- 12

(1) Whether the petitioner Rama-krishniah is a cousin of the deceased Shankriah and as such entitled to the Certificate?

or

(2) Whether the deceased Shankriah made a will as pleaded by the opponent and with it is valid.?

13. Including himself [illegible] have examined 5 [illegible] to prove the relationship between him and the deceased. The evidence if [illegible] is most unsatisfactory and inapre They have no personal knowledge of the relationship and having regard to their own Conduct and the Conduct of the petitioner during the life time of the deceased it's difficult to believe their present evidence. In the first place the geneology given by the petitioner in this Court is different from the one he gave before the Smilder when he applied for transfer of Shankriah's Khata. In that geneology he mentioned that one Shankriah was the deceased's grand father and Dollah was his own grand father. Whereas he now says that Amya was the deceased's grand father and subbiah was his own grand father when he was asked to explain the cause for this difference, he said that the Shanbhogaa to whom he gave the geneology omitted to write it correctly

he has not however examined the Shanbhogue nor can his application be time, because in his deposition before the Amildar he has stated that Kolliah and not Subbia was his grandfather and Shankria and not Amiah was the deceased's grandfather. He has admitted in his Court that he knew his grandfather's name. There is therefore reason why he should have committed so serious a blunder on so simple a point like this

The 2nd witness Thimmiah who calls himself the father's sister's son of the deceased says that he and the petitioner ~~were~~ are. Cousins. He is however unable to trace the relationship and admits that he was not in the habit of going to the deceased. He also admits that he does not know the relationship between the deceased and his next door neighbour Doggamah and Saranappa although they are said to be Cousins

of the deceased and to have nursed him during his sickness.

15. The 3rd witness Puttamah who calls himself the Purôhitti of the deceased simply says that he is also the Purohitti of the petitioner and that both are Cousins. He further says that as he was in pollution he sent one Dollabhalla to superintend the deceased's funeral Ceremony. This Dollabhalla has not however been examined by the petitioner

16 The 4th witness Maribhalla is the son-in-law of the petitioner's deceased uncle Krishnappa. He says that the petitioner and the deceased are Cousins because they observed pollution and that the deceased ~~told~~ him about 2 years ago, when he asked him that he and the petitioner are Cousins

17. The last witness is one Mooboo Sowdy who is still the Tenant of the mut and paddy

We have adicdo statements

He said before the Arnildar that the petitioner came on the next day after the deceased's death without being invited whereas in this Court he said that the deceased told him on Monday to send word to the petitioner that he dies so on Tuesday noon and that the petitioner came about 2 hours after night fall whereas Sankria died between 2 & 3 PM. on Tuesday.

In this Court he said that Sankria's Corpse was carried by the petitioner and one Mallapa whereas before the Arnildar he has stated that the petitioner and the deceased's neighbour Sharanappa carried it.

Before the Arnildar he said that one Somalingeshwarachar who had come with the petitioner when the obsequies of the deceased were performed threatened the deceased's sister Gowramma to give the property of the deceased and that she gave him

Whereas on his Oath he
that he did not know
but that the said
Before Swilder, he and the
that Soomalla Mudacha
a pot from inside a lost a
ingot of gold from it and that
Roggamah and Haraabba
attended upon the deceased during
his illness. These facts he has not
only not mentioned now but
he was specially asked, but he
has also gone the length of
charging the Swilder with
having omitted to record
his evidence as he gave it and
threatened to punish him if he
did not say as he wanted
although the Swilder had
a motive to defraud the petitioner
and support the Cause of the
temple. He is besides interested
because he was denied his being
in debt to his deceased and has
tried to favour both sides by
several omissions and ad

These remarks apply to some extent to the petitioner's evidence also because he has on one or two points made the same conflicting statements as his witness.

The sister of the deceased who 18
has been examined as a witness by the opponent says that the petitioner is only a cousin and not a brother and that as her neighbour Narasappa was himself sick and refused to perform the obsequies of the deceased. She sent word to the petitioner but he got them performed by a boy at her expense. She also says the circumstances under which she was made to part with the jewels and cash of the deceased by the petitioner with the help of — Soomalikendra Char.

The latter was in Court during the trial showing great interest on behalf of the petitioner and occasionally instructing his Lawyer.

The people in the interior of 19

VI

the Malnad are very simple and ignorant. It is very easy to dupe them or to induce them to do what one wants by putting them in fear. I can therefore attach no weight to the omission of Gowramma to complain to the authorities.

20. If the petitioner was really a cousin of the deceased, I am of opinion that he should have proved the relationship by more satisfactory and reliable evidence than he has adduced now. I can attach no importance to the fact of his obsequies having been performed by him or to Gowramma having allowed him to take the property of the deceased. For these reasons I hold that the petitioner is not the cousin of the deceased.

The "will relied on
needs I have no
tion as

evidence on record. The witnesses who have been examined are all disinterested moneylenders and have been dealing in money. — They had been invited to the Sanctuary which was performed in Seshabhalaya house by the deceased. He expressed his wishes to them and they were approved and the will was executed. It was executed 5 days before his death when he was in the full possession of his faculties and contains a pretty accurate description of all his assets and liabilities. He has made due provision for his unfortunate sister who was living apart from him in his own house, & has specified how the income of the property after defraying the expenses of cultivation and collection should be expended. There is no reason about the Charities

VII

he would have [illegible] recovered his debts [illegible] and the balance to his credit. He has expressed a [illegible] with regard to the [illegible] paddy lands and in what proportion they income should be given to the temples and the trust to which he was a disciple and what charities should be performed for the benefit of his soul. The Case in 14 Bombay 482 is therefore quite distinguishable from the present case.

22. For all these reasons I hold that the petitioner is not entitled to the Certificate sought for, and that a Certificate should be granted to the opponent on behalf of the Rameswara Devaroo temple in Tillahally. The opponents costs will be borne by the petitioner Lawyer's fee Rs: 25/- (Twenty five)

14-10-901 } Sd/- M. Ramaswamy Iyer
oga. } District Judge
Shimoga Division

Time Copy
of J. Soobaraw
Head Record Keeper
C.R. Room.

Copy applied for by Mr. C Subbarow 25-7-02
" Ready ——————— 28-7-02
" Delivered ——————— 29-7-02

Indt. 75.
H.d. Record Keeper

No of words ---- 1910
Amount 1. 14. a
Received payment
Sd. Mohamed
LC

By Cheque 2.C. 82

Copy

Assistant Registrar, Supreme Court

14/11/02

VIII

Memo of Costs incurred in the
Case No: 162 of 1900-1901.

	By the Petitioner Rs.	As.	P.	By the Counter-Petitioner Rs.	As.	P.
Court fee on Application	"	8	"	"	"	"
Power of Attorney	"	8	"	1	"	"
Objection	"	"	"	1	"	"
Exhibits	1	8	"	2	8	"
Processes	6	8	"	7	4	"
Subsistence for wits	8	"	"	49	12	
Commissioner's fee	"	"	"	"	"	
Cost of adjournment	"	"	"	"	"	
Fees for Copying or translating	"	8	2	1	2	
Lawyer's fee	25	-	-	25	"	
Total Rupees.	42	8	2	87	10	

N.B. Costs payable by the Petitioner to the Counter petitioner is Rs. (

14-10-901
Shimoga.

I/c. H.R.
District Judge
Shimoga

L.S.

True Copy
F. Sooba Rau
Head Record
Bee.

ords. 103.

3-a.

Shimoga Dy Comm's letter no

277/15 dated 18th November 1903

The bill for Rs 308-15-8 now

is sanctioned, subject to the

adjustment of Rs 300 which has

been sanctioned as advance

for charges being debited over

to the respective heads as detailed

in the bill.

The total amount of

Court costs viz Rs 87-10-8

allowed by the Court may be

requisitioned by the necessary al-

ong early date and the fact-

intimated to this Office

submitted with a draft-

Issue the draft 28/11/03

Order thereon :- Sd

The bill for Rs 308-15-8 received with the letter read above, is sanctioned and forwarded to the Controller for audit, subject to the adjustment of Rs 300 sanctioned in the Govt Pro: read above, the charge being debited to the Saving at the Credit of the respective Institutions detailed in the bill, as noted in the margin

2. The Deputy Commissioner is requested to recover at an early date Rs 87-10-8, being the total amount of Court Costs due from Ramakrishnaiyya and to report the same to Govt in this Dept.

Dy Secy
Dept

28/11/03

To The Dy Comr Shimoga Dt,
" Controller, M. G. with the bill

Ro on P
(1) Deputy Commissioner Shimoga 185-6-2
(2) " Amanigere Venkatanarasimmaiah 61-12-9
(3) " Sankarambatta Narasimhaiah " 61-12-9

Total 308-15-8

1903 - 04

From

To The Deputy Commissioner,
Chittoor District.

Dated December 1903.

Despatched

Received

General No.
Muzrai F No.

Enclosure No

Govt Order No 1530-1 Muz F. 45-01 dated 30th November 1903 sanctioning a bill of actual costs for Rs 308-15-8 to meet the cost of contesting a case instituted by one Ramakrishnaiya for the recovery of certain amounts made over to the Muzrai temples of the Sri Rameswaraswami at Thirthakalli and the Sri Venkataramanaswami at Annapre-

Has the honour to request

6

be informed what the properties (land and money) left by the deceased are, who is in possession of them and what arrangements the Deputy Comr. has made or proposes to make for Govt. obtaining possession of them on behalf of the temples.

2. The Deputy Commissioner is also requested to obtain and send a copy of the Will left by the deceased and of the Certificate said to have been granted by the District Court on behalf of the temples.

3. The favor of an early reply is requested.

"By order"

9/12/03

Dy Secretary

Dept. Municipal Deptt.

Js
7/12/03

No 527/27 Eu 2.

Deputy Commissioners office
Shimoga District
30th March 1904

From M. S. Narayana Rao Esq.
Deputy Commissioner
Shimoga District

To M. Shama Rao Esq. M.A.
Munsiff Secretary to the Govt
of Mysore.

Sir,

With reference to your docket No 1669 Mun F. 45-01 dated 7th September 1903 regarding the case instituted by one Ramakrishnia for the recovery of certain amounts made over to the Muzrai Temples of the Sri Rameshwara Swamy at Tirthalli and Sri Venkataramana Swamy at Anagere, I have the honour to submit herewith for the information of Government copies of letter No 2 dated 24th March 1904 together with its enclosure received from Mr B. Guru Rao, Advocate and acting Public Prosecutor Shimoga, and to state that in anticipation of sanction of Government I have instructed Mr B. Guru Rao, Advocate to appear and ask for the name of the

Deputy Commissioner Mysore Department as Manager of the Institution designated as Plaintiff. I am instructing the Advocate to state to the Court that the Dharmadarsis are not authorized to institute suits in their own names in this Case.

2. The particulars called for in the docket under adverture will be submitted in due course after receipt of certain information from the Tirthalli Taluk Amildar.

I have the honour &c,
Sir,
Your most obedt servt
Manuscript
Deputy Commissioner
Shimoga District.

I Dist

From B. Gurudas Esq.
Advocate and acting Public Prosecutor
Shimoga

To M. S. Narayanarao Esq.
Deputy Commissioner
Shimoga District.

Dated 24th March 1904

No 2 En: 1

Sir,

On behalf of the Dharmadarsis of Sri Rameshwara Temple at Tirthalli, I presented a plaint, which had been returned for amendment, to the Munsiff's Court at Shimoga. It was presented yesterday with the necessary amendments duly made. A copy of the plaint is herewith submitted for your information. As this suit is connected with suit No 888 of 1902-03 in which I have as per instructions conveyed in your office No 1694 dated 11th February 1904 applied for Government being added as a supplemental Defendant, I beg to represent that Government is a necessary party in this case also. If necessary permission is accorded I shall move the

to add the Government (Mysore

Dispatched as supplemental Plaintiff,

Khaire

Sd/ B. Surudas

Actg Public Prosecutor

Shimoga.

"Copy"

Manuscript

Deputy Commissioner

Shimoga

Comptd.
Ans.

(Signature)

Mukerji Secretary would be furnished in due Course.

Order thereon: No. 3203 dy 11.4.04.
MuziF-45-04.

The action taken by the Deputy Commissioner is approved.

The receipt of information promised in the letter read above is awaited.

9.4.04

Dvl

offg Secretary

7/4/04

To

The Dy Comr, Shimoga Dt

No 4776/66

Deputy Commissioners Office
Mannargudi District
Dated 28th December 1906

From,
C V Swaminatha Rao Esqre.
Deputy Commissioner
Mannargudi District

To
The Chief Secretary to the Government
Revenue Department

Sir,

With reference to Government
Memorandum No 2203 dated
Aug 745-01
11th March 1906 admitting the suggestion that the name of the Deputy Commissioner, Municipal Council should be entered as Plaintiff in the case instituted by the Trustee of Sri Rajagopala Perumal at Thirthamalli for the recovery of certain amount due to the Institution by one Subbu Gounda of Nallimalli, Thirthamalli Taluk, I have the honour to forward herewith a copy of decree in

O. S. No 837 of 1903 in the file of the Sheriff of Shimoga. The case has been decided, ex-parte, in favour of the execution. The Advocate who appeared on behalf of the Plaintiff has been requested to file an execution for the recovery of the amount decreed. I therefore beg to submit a bill for Rupees 107-4-9 being the cost incurred for including, the case, for sanction stituting, and transmission to the Comptroller for audit. The other particulars called for in para 2 of the Proceedings will be submitted on receipt of a reply from the Amildar of Shikaripur.

I have the honour to be
Sir,
Your most obedient Servant

Deputy Commissioner
Shimoga District.

[illegible] Rs 105-10-3 [illegible]

[illegible] 4 [illegible]

[illegible]	75	..	.	.	.	.
[illegible]	1	8	.	.	.	.
[illegible]	1	.	.	.	.	.
[illegible]	.	1	6	.	.	.
[illegible]	.	.	.	.	.	.
[illegible]	4	4	.	.	.	.
[illegible]	.	.	.	.	.	.
[illegible]	.	.	.	.	.	.
[illegible]	.	.	.	.	.	.
[illegible]	.	.	.	.	.	.
[illegible]	24	8	9	.	.	
[illegible]	106	6	3	.	.	
	0	12	0			
	105	10	3			

(Signed) K Laxuminarannyya
Munsiff.

"True copy"
By order.
Sd. S. M. Parameshwarayya
Hd Munchi.

1. Date of application 13.7.04 by Mr B. Guru Rao for plaintiff.
2. Date when stamps and fees were called for — "Nil"
3. Date when stamps and fees were deposited 13.7.04.

4. Date on which copy was ready 16.7.04.
5. Date on which copy was delivered 21.7.04.
6. No. of words 232 } Charges for copying } [illegible]
and examining } [illegible]

"Copy"
[illegible]
Deputy 6

at Sirkhalli –

Information on the points noted in this Office

Docket no 1669 dated

Aug 7 1905-01

~~Secretary~~

To The Dy: Commr: Shimoga

Comptroller – Supposed to

with the bill

9th September 1903 Std

by the Dy Commr:

to submit est- on equip

dated

Offr

18/1/05

Secretary

Es

18/1/05

No. 630
437.

Deputy Commissioner's Office
Shimoga District.
7th February 905

From,

M. S. Narayana Rao Esquire
Deputy Commissioner,
Shimoga District.

To, B. K. Venkatavardaiengar Esquire
Secretary to the Government of Mysore
General and Revenue Depts.

Sir!

In continuation of this Office Letter No 478/38 dated 8th December 904 in re the property devised by one Shankaraya a resident of Muktihariharpur in favour of the temples of Sri Rameswara Devaru at Tirthalli and Sri Venkataramana Devaru at Annagere in the Tirthalli Taluk, I have the honour to state that Ramakrishnayya supposed cousin (Dayadi) of the Testator has instituted a regular suit in original Suit No 888 of 1902-03 on the file of the Munsiff, Shimoga against the Deputy Commissioner &c.

2. Mr. B. Gurumurthy, Public Prosecutor, Advocate, who has been engaged to conduct

from the funds of the Ramaswamy Devasthanam temple at Tuticorin,

Rs 50 to pay to Mr B. Gururao (Public Prosecutor,) Advocate who has been engaged to meet the costs of conducting the case.

To

" ——————

Order thereon - No

No 331/1907 6.3.05
Mur: F. 45-1907

The advance of Rs 50/- applied for is sanctioned, subject to adjustment in due course -

3/3/05

Dy. Secretary

3/3/05

To The Dy: Commr:, Shimoga

Comptroller, Bangalore

1905-06.

From,

Mr S. Narayana Rao Esquire
Deputy Commissioner,
Shimoga District,

To L. Ananta Rama Rao Esq B.A.
Secretary to Government
Inam Department.

Dated 11th December 1905

No 614 Estt
38

Adverting to Government Proceedings No 3313-14 dated 15th March 05
Inam 45-1901

Sanctioning an advance of Rs 50 for conducting Original Suit No 888 of 1902-03 in the Shimoga Munsiff Court, has the honour to forward copy of Mr Guru Rao's No 35 dated 5th Instant, asking for a further advance of Rs 400 subject to adjustment and to state that the amount may be advanced out of the funds at the credit of the Sri Rameshwar temple at Tirthalli.

I have the honour to be
Sir
Your most obedient servant
Deputy Commissioner
Shimoga District

about 34 Rs and the balance
in my hands is just sufficient
to cover the cost of obtaining
To copies of depositions &c necessary.
Also a sum of Rs 35/ is needed
to enable me to have the above
witnesses summoned, I request
that that sum plus a sum of
Rs 3/- five for eventually obtaining
copies of judgment and decree
may be sent to me as early
as possible. A list shewing
details of money received
and expended will be furnished
after the case is concluded

I have etc

B/ B. Gurumurthy Rao
Advocate.

a Copy

Deputy Commissioner
Dt. of Dharwar

Encl

Public Prosecutor for meeting
the costs of conducting
the case

To

Order thereon - No

27/65 6 dt 30/12/05
Mys F 45-1907

~~It~~ is further
~~The~~ advance of Rs 40/-
out of the funds of the Sri Rameswara temple at Suttahalli
applied for is sanctioned
subject to adjustment
in due course.

~~Sd~~

Sd 23/12/05

Secretary

Sd
22/12/05

To The Dy Commr
Shimoga Dt
Comptroller, Mysore for

No 781/55 Encl 2 & 1 file

Deputy Commissioner's Office
Shimoga District,
Date 16th February 1906

From,

M. S. Narayana Rao Esquire
Deputy Commissioner,
Shimoga District

To,

L. Ananda Rama Rao Esq B.A
Secretary to Government
Muzarai Department

Sir,

With reference to correspondence ending with Government Proceedings No 2765-6 dated 30th December 1905, I have the honour to forward herewith for sanction and transmission to the Comptroller for audit and return two bills of costs incurred in conducting the marginally noted cases amounting to Rs 119-10-10 and Rs 19-0-3 respectively. Case No 1 was disposed of in favour of the defendants (Deputy Commissioner) and copies of the judgment and decree passed in the case are enclosed for information and

1 Civil Suit No 888 of 1902-03 on the file of the Munsiff of Shimoga (C.S. No 12 of 1906-05 on the file of the Sub Court Shimoga.)

2 Execution Case No 821 of 1904-05 on the file of the Munsiff of Shimoga (C.S. No 839 of 1903-04)

Deputy Commissioner, Shimoga.

1905 cb

From,

cb S. Narayana Rao Esqre
Deputy Commissioner
Shimoga District.

To

L. Anantasamia Rao Esqre
Secretary to the Government -
Mensgi Department -
Bangalore

Dated 19th March 1906

No. 867/63 -

Referring to this office No 781/55 dated 16th February last has the honour to request that the copy of Judgment and decree in the case noted in the margin sent with the above, may be returned for the use of the Public Prosecutor as an appeal has been preferred against it

For Deputy Commissioner
Shimoga District

Criml appl No 588 of 1902 on the file of Shimoga Sessions and C.C. No 120 of 1904-05 on the file of Subordinate Judge Shimoga.

GOVERNMENT
5316

1906

From Mr S. [illegible] Inspr
Deputy Commissioner
Shimoga District.

To L. Ananta Sanibag Esq
Secretary to Government
Muzafar Department

Dated 12th June 1906.

Despatched

Received

General No. 1147

No. 112.

Enclosure No.

Invites reference to this office letter No 2 of 16th February 1906, and requests to move government for sanctioning the bills of Rs 119-10-10 and Rs 19-4-3 respectively.

Referred to
ea
18/6/06
Mf
✓
has already been drawn

1906

From,

M. S. Narayana Rao Esq
Deputy Commissioner,
Shimoga District.

To,

L. Anantasami Rao Esq
Secretary to Government
Muzarai Department.

Dated 12th June 906.

No: 1147/112

In inviting reference to this office letter No 2 of 16th February 06. has the honour to request him to move the Government for sanctioning the bills of Rs 119-10-10 and Rs 19-0-3 respectively being the Court costs in conducting the marginally noted cases.

Deputy Commissioner
Shimoga District.

× (1) O.S. No 888/02-03 on the file of the Munsiff of Shimoga (now O.S. No 12/04-05 on the file of the Subordinate Judge at Shimoga. Ramanjaneya Setty & another Vs Sitharama Setty & others

(2) Execution case No 821/04-05 on the file of the Munsiff of Shimoga (O.S. No 839/903-04 Dist. Shimoga Dist.)

No. 23/F

Deputy Commissioner's Office
Shimoga District
7th July 1906.

From M. Narain Rao Esq.
Deputy Commissioner
Shimoga District

To L. Anantaswami Rao Esq.
Secretary to the Govt of Mysore
Mysore Dept.

Sir,

In continuation of this office letter No. 781/55 of 16th February 1906, I have the honour to report that an appeal has been preferred by Plaintiff* Ramakrishnaiya in the Court of the District Judge at Shimoga against the decree of the Sub Judge of Shimoga passed in favour of the Deputy Commissioner and District Mussoy Officer Shimoga and others** in O.S. No 12 of 1904-05 and that the case stands posted for hearing on the 23rd instant as per notice of appeal received in this office. I have therefore asked the Public Prosecutor Mr. Guru Rao

* O.S. appeal No 168 of 1905-0

** Ramakrishn and another 2nd Dsioner and apers - Tirthalli and at Tirthalli

to appear before the District Court and defend the interests of Government in the Mazgroi Department and beg that my action may be approved.

I have the honour to be,

Sir,

Your most obed't Serv't

[illegible]

Deputy Commissioner

Shirkapur District

Jan

Case no 2) 1 Bill for Rs 19-4-3 costs incurred in Conducting cases from the
case no 821 of 1904-05 on the file of the
Munsiff, Shimoga (Dy. Comm.'s Court)
Case no I. 119-10-10 — do — for defending suit
no 888 of 1902-03 on the file of the Munsiff
Shimoga (Ramachandra Dy
Comm.'s, Shimoga Dt.)

138-11-1

Mudrai

Read —— Correspondence ending with Letter no ~~781~~ 1147-112 of ~~6th~~ 12th June ~~February~~ 1906, from the Dy. Commr. Shimoga Dt., ~~Soliciting Sanction~~ to the two bills aggregating ~~Rs~~ Rs 138-11-1 being the cost incurred for conducting civil suits for the recovery of certain amounts made over to the Mudrai temples of Sri Rameswara at Tirthahalli and Sri Venkataramanaswami at Annagere in the same Taluk by the Will of one Shankariah, deceased.

Order thereon No.

The Dy. Commr reports that both the cases were disposed of in favor of the temples, and submits for sanction two bills aggregating Rs 138-11-1. The two bills

58-9 Dy 17.7.06

[illegible] the
[illegible] the
[illegible]
The Charge [illegible] being declared
to the sum of Rs 1681/14/- reported
to be available at the credit
of the Sri Rameswara devasa
temple at Sirkahalli,
---- The advances of
Rs 50 and Rs 40 sanctioned in the Govt-
Secretary proceedings Nos
3313-4 and 2
Proc Rs 45-01 Proc
dated 6th Proc
and 30th December
respectively should
also now be adjusted

The attention
the Dy Comrs is d
to this
Office Docket No 166
the 9th December 1

To
The Dy: Comrs: Shimoga Dt
Coorg, Mysore Dt
with Hills -

to furnish the information
therein called for,
regarding the properties
to be obtained to the two
temples in question, by
the institution of the
suits under reference

Dft 12/7/06
Secretary

Mayor's Dept
6/7/06

To
The Dy Comr
Shanghai District with
the sanctioned bills
The Comptroller
to proceed with the
Copies of the sanctioned
bills

Mugrai

Read,

Govt Ceo no 358-9 Dy 17th July 1906 Sanctioning — two bills aggregating Rs 138 11-, being the cost incurred for Conducting Civil Suits for the recovery of certain amounts made over to the Mugrai temples of Sri Rameswara at Tirthalli and Sri Venkata-ramanaswamy at Annageree in the Same Taluk by the Will of one Shankariah, deceased

And;

Letter no 28/5 Dy 14th July 1906 from the Deputy Commr of the Shimoga District reporting that an appeal has been preferred by — Plaintiff Ramakrishnayya in the Court of the — D — udge at Shimoga a

against the decree of the

Sub judge of Shimoga

passed in favor of the

Dy. Commr and Dist.

Mag. Officer Shimoga and

others; that the case

stands posted for hearing

on the 23d instant; and

soliciting permission to

appoint the Public —

Prosecutor Mr. Guru Rao

to ~~conduct~~ defend the suit in

Order thereon. no. 2.

No 388 D) 18.7.06

Approved

18/7/06

DD)

Secretary.

18/7/06

To, The Dy. Commr.

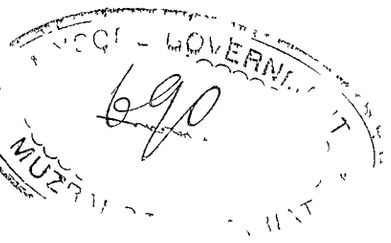
Shimoga Dist.

Av

1906-07

From M. Narain Rao Esqure
Deputy Commissioner
Shimoga District

Ps
6/8/06



To L. Ananthaswamy Rao Esqure
Secretary to the Government
of Mysore
Muzrai Department.

Dated 1st August 1906.

Despatched

Received

General No. 149
No. 20

Enclosure No.

In continuation of this office No: 23/5 of 7th July 06. Solicits Sanction to an advance of Rs 20/- from the available funds of Sri Ramaswara Davarn temple at Thirthahalli for defending muzrai Cases.

No. 147
20.

Deputy Commissioner's Office
Shimoga
Dated 1st August 1906.

From. M. Narain Rao Esquire
Deputy Commissioner
Shimoga District

To. L Ananthaswamy Rao Esquire
Secretary to the Government
of Mysore
Muzrai Department.

Sir,

In continuation of my letter No: 23/5 of 7th July 1906, I have the honor to solicit Sanction to an advance of Rs 20/- from the available funds of Sri Rameswara-Dawara Temple at Tirthalli being paid to Mr. Guru Rao, Public Prosecutor and advocate who has been engaged to defend the interests of Government in the Muzrai Department to enable him to meet the Costs of conducting the Case.

2. This advance will be adjusted in due Course.

I have the honor to be
Sir
Your most obedient Servant.

M. Narain Rao
Deputy Commissioner

Bzd

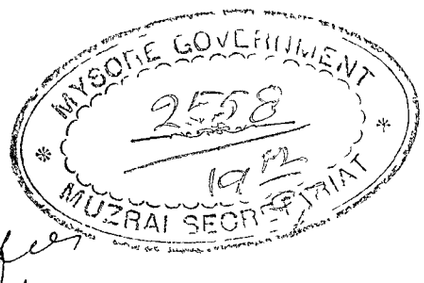
Muzrai

Read;

Govt Secn. no 388 dy 18th July 1906 approving the dy. Commrs action in the matter of having appointed the Public Prosecutor Mr. Gurn Rao to defend the suit filed by Ramakrishnayya and another in the Sub. judge's court at Shimoga with respect to certain properties willed by one Sankaraiah for the benefit of the temples of Sri Rameswara at Tirthally and Sri Venkataramanaswamy at Annagere.

And;

Letter no. 169/20 dy 1st August 1906, from the dy. Commr. of the Shimoga Dist. soliciting sanction to an advance of Rs 20/ from the available funds of Sri Rameswara temple at Tirthalli



Ref
AH
13/12/07
by
the Comm & Sub J
1:1 1908

1907.

From H.Narain Rao Esquire,

Deputy Commissioner,

Shimoga District.

To L.Anantasami Rao Esquire,B.A.,
Secretary to the Government
of H.H.The Maharaja of
Mysore.

Dated 17th December 1907.

Despatched

Received

General No. 275

No. 38

Enclosure No. 3.

With reference to correspondence ending with Government Proceedings No.1232-3 dated 20th August 1906 regarding the suit filed by Ramakrishnia and another against the District Muzrai Officer,states that the appeal has been decided by the District Judge in favour of the temples,and a copy of the Judgment is enclosed for information and kind return

for defending the suit

Order No 1232 :

The advance applied for is sanctioned. Dy 20/8/06

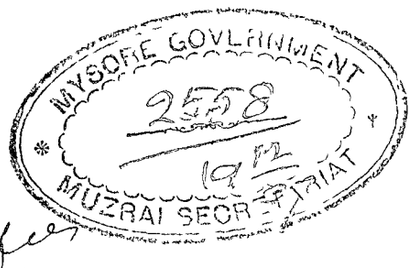
2. The result of the suit should be communicated in due course.

DFD

20/8/06
Secretary.

20.-.06

To, The Dy. Commr. Shimoga for
& Compt. to Govt.



Refer

All

9/12/07

by

note cmts & sub 2

11:1 1908

1907

From H.Narain Rao Esquire,

Deputy Commissioner,

Shimoga District.

To L.Anantasami Rao Esquire,B.A.,
Secretary to the Government
of H.H.The Maharaja of
Mysore.

Dated 17th December 1907.

Despatched

Received

General No. 275

No. 30

Enclosure No. 3.

With reference to correspondence ending with Government Proceedings No.1232-3 dated 20th August 1906 regarding the suit filed by Ramakrishn and another against the District Muzrai Officer,states that the appeal has been decided by the District Judge in favour of the temples,and a copy of the Judgment is enclosed for information and kind return.

No 275 Ea 3
38

Office of the Deputy Commissioner,
Shimoga District.
Dated 17th December 1907.

From
M.Narain Rao Esquire,
Deputy Commissioner, Shimoga District.

To
L.Anantasami Rao Esquire, B.A.,
The Secretary to the Government of H.H.The
Maharaja of Mysore.
Muzrai Department.

Sir,

With reference to correspondence ending with Government Proceedings No.1232-3 dated 20th August 1906 regarding the suit filed by Ramakrishnaiya and another against the District Muzrai Officer with respect to certain properties willed away by one Sankariah for the benefit of the temples of Sri Ramaswara at Chirthalli and Sri Venkataramanaswamy at Annagere,I have the honor to state that the appeal has been decided by the District Judge in favour of the temples. A copy of the Judgment is enclosed for information and kind return.

2. A copy of the will left by the deceased Sankariah received with the Public Prosecutor's No.13 dated 9th April 1907 is herewith sent for information and kind return as called for in your docket No.1669/45-01 dated 9th December 1902. It will be seem from the will that the properties noted in the appended memo have been left by Sankariah in favour of the temples. It is not exactly known from the records available in this office in whose possession the property now is. Information on this point has been called for from the taluk and the same will be submitted on receipt. The question of taking over possession of the property on behalf of the temples will have to be decided on receipt of the above information from the taluk.

3. A bill of costs incurred by the Public Prosecutor for the purposes of the suit and of the fees ble to

him for having conducted the case, in order
for sanction.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,

M.S.C. Shimoga District.

Office Copy

In the District Court,
Shimoga Division,
Present R. B. Plumer Esquire
District Judge
Civil Appeal No 168 of 1905-06 against
the decree of the Subjudge of Shimoga
in O.S. 12 of 1904-05
Appellants:-
1. & Ramakrishnia. 2. Soobba Rao-
(Plaintiffs)

Respondents:-

1. Sri Narasimha Bharati Swami of
Shirthamathoor since deceased by his
heir and disciple Sri Sankar narayan
Bharathi Swami minor by manager as
gardian Parpattegar Appanna Bhatta
2. Venkataramana devaroo of Honagere
by manager and pujari Sesha Bhatta.
Resident of Honagere. 3. Gowramma.
4. Rameswara devaroo by manager
Raghava Char. 5. The Deputy Commissioner
of Shimoga district. 6. Subba Gowda
alias Subbama. 1. This is an appeal
from the finding and decree of the Sub
judge Shimoga in O.S 12 of 1904-05
2. In that suit Plaintiffs sought for
recovery of possession of moveables and
immoveables is valued at about 120 of
the properties of one Sankaraya of
Mattiharihapur in the Tirthalli Taluq,
died on the 11th December 1900.
aint was originally brought
brought

brought by the 1st Plaintiff who claimed as sole heir to the deceased except a cousin Subbaiah, member of an undivided family of which Plaintiff alleged himself to be the manager.

4. The plaint should that plaintiff had tried in mis. 162 of 1900-01 in the District Court to get an heirship certificate for the collection of the deceased's Annarayai debts but had failed because of a will said to have been executed by the deceased, on the 6th December 1900 a few days before his death, by which the bulk of his property was willed away to the Rameswara devasthana at Ker-thahalli and the balance to other charitable purposes with provision for the maintenance of his out-cast sister Gowramma and the payment of his just debts.

5. The plaintiff alleges this will to be a forgery and seeks for a declaration to that effect and to declare the finding of the district and chief Court in mis 162 of 1900-01 and its appeal 44 of 01-02 of no binding effect, and to obtain possession of the deceased properties.

6. The suit was first brought in the court of the Munsiff Shimoga whence it was transferred after issue had been framed to the Court of the Sub judge Shimoga for disposal.

7. The issues framed by the munsiff were.

i. Is the will Genuine?

ii. Is the plaintiff the legal heir

the deceased Shankaranah'

8. The Sub judge Shimoga pointed out that on the face of the plaint, the plaintiff was not the sole heir and returned the plaint for amendment.

9. Plaint was amended by the is inclusion of the 2nd plaintiff (Son of plaintiff's elder brother) as claimant to the properties.

10. The 2nd issue was however not alleged and the case was disposed of by the Sub Judge who found the 1st and 2nd plaintiffs to be the Dasarathin Gnatis of the deceased as being the great-grand-sons of the brother the Grand father of the deceased and the sole surviving male from the Common ancestor the great grand father of the deceased and plaintiffs' great-grand father; but that they nevertheless were not entitled to succeeded as the will declared by the Defendants was Genuine and barred their claims.

11. Against this decision as to the will the Appellants appeal to this court while the Respondents objects as to finding on the 2nd issue.

12. For the former Mrs Balakrishna Rao and for the latter Mr Guru Rao argued the Appeal.

3 It is contended for the Appellants that the evidence of the ffs witnesses clearly proves the ationship and shows

~~shows~~ that

that on the occasion of the death of the wife of Shankaraya and on the death of Shankaraya and of Shankaraya's father the Plaintiffs observed 10 days pollution and that Shankaraya similarly observed both the occasions the Plaintiffs wife died, and that each attended the other's house for marriages and other festivals.

14 It is admitted by both sides that if the evidence be held sufficient to prove that Plaintiffs observed 10 days pollution they must be Dasaratheis - Gnothes of the deceased and therefore heirs entitled in default of nearer heirs to ~~succeed~~ succeed unless ~~he~~ will be found genuine.

15. The first point for decision therefore is whether the Sub Judge has correctly appreciated the evidence ~~in~~ on this point, and here I am constrained to considered that in view of the interested and meagre nature of the evidence adduced by the Plaintiffes, the proof of the relationship alleged is by no means sufficient to support the claim.

16. Besides the 1st Plaintiff, 6 witnesses have been examined on this point of these the 1st knows absolutely nothing and gives first one account of the relationship and then and there and makes out the 1st plaintiff to have been a lad of 10 or 14 at the time of the death of the deceased's father when he says

he

he saw him observing pollution whereas on the 1st Plaintiff's own showing he must then have been a man of atleast 26 years age.

17. The 2nd Witness Gowramma the ontcaste sister of the deceased Shan Karaya explicitly denies the relationship and says she never saw the 1st Plaintiff till the death of Shankaraya

18. Her evidence does not read convincingly and is apparently biassed against the Plaintiffs and I only mention it as the Sub Judge has relied in part on it in proof of the relationship and quotes her as admitting the relationship, whereas she expressly says "Shankaraya has left no daycadies or Gnaties" and again Ramakrishnaya (1st plaintiff did not observe Soothakam (pollution)

19. The third witness is the purohit of the plaintiffs family and is clearly interested. He is the son of the brother of the plaintiffs niece's husband and the 1st cousin the husband of the 2nd plaintiffs wife's sister and the 2nd cousin of that man's son who is the plaintiffs 6th witness.

20. Moreover he admits in cross-Examination that he knows nothing personally and that his statements in examination in chief are ~~nearly~~ nearly hearsay.

The 4th and 5th witnesses assert tionship claimed and per but the 4th witness

is

is the husband of the daughter of the plaintiffs uncle and he was not examined as a witness in the district court 162 of 00-01 which the 5th witness is the brother of the 2nd plaintiffs son-in law and he also was not examined as a witness in the said his Proceedings in the District Court.

22. The 6th witness is the son of ~~the~~ the sister of the 2nd plaintiff's wife and a relation as shown above of the plaintiffs 3rd ~~witness~~ witness — Puttanna Bhatta He does not know how the plaintiffs are the Gnathis of ~~is~~ Shankraya but asserts he saw them is observing pollution when Shankaraya died.

23. Except the 1st plaintiffs evidence this is absolutely all the evidence adduced to prove the plaintiffs relationship and I cannot therefore agree with the learned Sub Judge in his finding on the 2nd issue that he ~~is~~ plaintiffs are the legal heirs to the deceased Shankaraya It is note worthy in his respect that the 2nd plaintiffs has not been examined nor was he a ~~party~~ party in the his proceedings 162 of 00-01, nor was he originally a plaintiffs in this suit

24. The only explanation to be found for these strange is omissions of the 2nd Plaintiff the son of the 1st Plaintiffs eldest brother is contained in an

an uncorroborated assertion of the 1st plaintiff that the 2nd plaintiff is old and stays at home looking after the household affairs.

25. Turning to the will I see no good reason to about the — corrections of the finding of the learned Sub Judge that the will is genuine.

26. It is of such a nature that it is practically impossible it could have been concocted for it speaks to facts which can only have been within the knowledge of the deceased himself such as the recital in para 7 of Rs 500/- taken by him to Kamanadu gilla for his 2nd marriage expenses but not used and kept by him in his house and the recital in para 8 of a document from his aunt Gowramma on which however no money remains

27. to be got. Then there is the detailed description of his property contained in paras 5 and 6 of the will and the list of debts due to outsiders in para 9, the careful provision in a later para for the outcaste sister and the subsequent disposal of that money after her death. All of which go to show clearly the genuine nature of the document.

28 The person who wrote the has been examined

to its execution by

execution by Shankaraya. The document bears Shankaraya's signature and in addition to the writer two other witnesses who attested the will have been examined and have shown to its examination by Shankaraya.

29. There is nothing in their evidence to arouse suspicion and no reason whatever is shown why the document should be impeached.

30 I accordingly hold that in respect of the will in finding of Lowerkort was correct.

31. I accordingly dismiss this Appeal with costs.

28-10-07

2nd/R. B. Plumer
District Judge
Chingua Division

Office Co/44

Memo

Out of the total 1000 trees of garden owned by him at Mukkitharu-ppur, a portion containing 200 trees should be made over to Sri Hanagere Venkataramana Devaru for the ser of daily Naivedya.

2. Another 200 trees of garden should be set apart for Sautarpane on the day of his anniversary each year in the temple of Sri Narasimha Devaru in the Thirtha muttu Matt.

3. The remaining 600 trees of garden should be set apart for the performance of Sautarpane on the occasion of the car-festival of Sri Rameswara Devaru at Tirthahalli.

4. The remaining property consisting house, cash, cattle, Vessels &c.

should be made over to his elder sister to whom should be given also interest on Rs 500/- to be deposited for the purpose after collecting outstanding debts and disposing of Jewels. After her death all the property made over to her should be given to Sri Rameswara Devaru temple for the performance of some service in his name.

5. Out of the amount remaining after making provision for his sister as mentioned in (4) 300/- Rupees should be deposited in the name of Sri Hariharaswami of his village and daily Neivedya of one seer should be performed out of the interest accruing on it. The remaining amount should be utilized for getting a small-wheeled car for Rameswara temple at Jirthahalli. (sd/)

For Dep Commissioner, Shimoga.

Madurai

Read -

Govt Pro No 1232 3 D/20th August 1906 Sanctioning an advance of Rs 20/- for Contesting a civil suit for the recovery of certain amount made over to the temples of Sri Rameswara at Keerthimalla and Sri Venkataramana Swamis temple at Annegere by the wife of one Sankaraiah, deceased

Letter No 275/38 D 17th December 1907 from the Dy Comr Submitting for Sanction a bill for Rs 78-8-0 being the cost incurred for the Suit and of the fees payable to the

Public Prosecutor for the
case conducted
_____ a _____
order thereon
_____ a _____
The bill for Rs 78-8-0
is sanctioned & forwarded
to the Comptroller for audit
subject to the adjustment
of the advance of Rs 20/-
sanctioned for the purpose,
the cost being met from the
funds of the Sri Rameswara
Devasm temple at Thirthahalli.

2. The report re taking over
possession of the property
on behalf of the temples, promised,
is awaited.

16/1/08
Secretary

16/1/08
To,
The Comptroller with the bill.

Dy Comr, Shimoga D, retg
+ memo and a copy of judgment

Subd. Copy of memo and a copy of